



BOX AF
EXPEDITED PROCEDURE
GROUP ART UNIT 2833

Attorney Docket No.: 3092-416

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : CHIEN
Application No. : 10/791,697
Filed : March 4, 2004
Title : FLAT PLUG STRUCTURE
Group Art Unit : 2833
Examiner : G. Paumen
Docket No. : 3092-416

MAIL STOP AF
Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

*Do Not
Endorse
JHF*
AMENDMENT UNDER 37 CFR § 1.116

Sir:

In response to the Office Action of June 8, 2005, the period for response to which has been extended to expire on **October 8, 2005** by the filing herewith of a Petition for a one-month extension of time and payment of the required fee, please amend the above-identified application as follows:

Application Number	Application/Control No.	Applicant(s)/Patent under Reexamination
 09/899,682		GUTERMAN, JOSE
Saleh Najjar	Art Unit	2157

Notice of Panel Decision from Pre-Appeal Brief Review



This is in response to the Pre-Appeal Brief Request for Review filed August 25, 2005.

1. **Improper Request** – The Request is improper and a conference will not be held for the following reason(s):

- The Notice of Appeal has not been filed concurrent with the Pre-Appeal Brief Request.
- The request does not include reasons why a review is appropriate.
- A proposed amendment is included with the Pre-Appeal Brief request.
- Other:

The time period for filing a response continues to run from the receipt date of the Notice of Appeal or from the mail date of the last Office communication, if no Notice of Appeal has been received.

2. **Proceed to Board of Patent Appeals and Interferences** – A Pre-Appeal Brief conference has been held. The application remains under appeal because there is at least one actual issue for appeal. Applicant is required to submit an appeal brief in accordance with 37 CFR 41.37. The time period for filing an appeal brief will be reset to be one month from mailing this decision, or the balance of the two-month time period running from the receipt of the notice of appeal, whichever is greater. Further, the time period for filing of the appeal brief is extendible under 37 CFR 1.136 based upon the mail date of this decision or the receipt date of the notice of appeal, as applicable.

- The panel has determined the status of the claim(s) is as follows:
- Claim(s) allowed: _____.
- Claim(s) objected to: _____.
- Claim(s) rejected: _____.
- Claim(s) withdrawn from consideration: _____.

3. **Allowable application** – A conference has been held. The rejection is withdrawn and a Notice of Allowance will be mailed. Prosecution on the merits remains closed. No further action is required by applicant at this time.

4. **Reopen Prosecution** – A conference has been held. The rejection is withdrawn and a new Office action will be mailed. No further action is required by applicant at this time.

All participants:

(1) Saleh Najjar.

(3) _____.

(2) Asad Nawaz.

(4) _____.


SALEH NAJJAR
SUPERVISORY PATENT EXAMINER